

# MEMORANDUM

Agenda Item No. 14(A)(15)

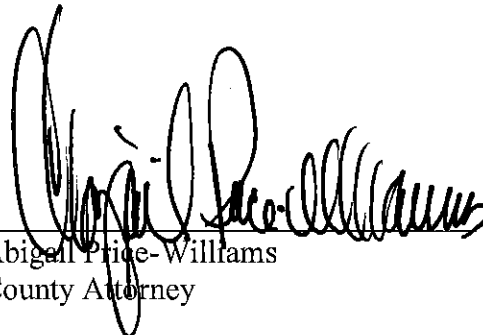
**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** June 21, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution appointing Marc Douthit, Esq. and Barbara Montero to serve as members of the Miami-Dade Economic Advocacy Trust's Nominating Council for a term of three years each in accordance with section 2-503 of the Code of Miami-Dade County

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Jean Monestime.



Abigail Price-Williams  
County Attorney

APW/smm



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** June 21, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 14(A)(15)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 14(A)(15)  
6-21-16

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPOINTING MARC DOUTHIT, ESQ. AND  
BARBARA MONTERO TO SERVE AS MEMBERS OF THE  
MIAMI-DADE ECONOMIC ADVOCACY TRUST'S  
NOMINATING COUNCIL FOR A TERM OF THREE YEARS  
EACH IN ACCORDANCE WITH SECTION 2-503 OF THE  
CODE OF MIAMI-DADE COUNTY

**WHEREAS**, the Miami-Dade Board of County Commissioners (the "Board")  
established the Miami-Dade Economic Advocacy Trust (the "Trust") to ensure for the equitable  
participation of Blacks in Miami-Dade County's economic growth through advocacy and  
monitoring of economic conditions and economic development initiatives in Miami-Dade  
County; and

**WHEREAS**, the Trust has a board of trustees, which is composed of 15 voting members;  
and

**WHEREAS**, this Board established a nominating council (the "Nominating Council")  
for the Trust, which is comprised of five members, including the chairperson of the Trust, the  
chairperson of the Board's committee with jurisdiction over economic development and three  
members appointed by the Board's Chairperson, subject to ratification by the Board; and

**WHEREAS**, the sole function of the Nominating Council is to solicit, screen, interview  
and recommend for appointment by this Board the best qualified candidate for each vacancy of  
the Board of Trustees; and

**WHEREAS**, there are currently two vacancies on the Nominating Council; and

**WHEREAS**, the Chairperson of this Board wishes to nominate Marc Douthit, Esq. and Barbara Montero to serve as members of the Nominating Council; and

**WHEREAS**, Mr. Douthit, whose resume is attached hereto as Exhibit "A" and incorporated herein by reference, is an attorney in good standing with the Florida Bar and previously served as a member and chairperson of the Trust from 2009 to 2014; and

**WHEREAS**, Mrs. Montero, whose resume is attached hereto as Exhibit "B" and incorporated herein by reference, is the founder and board member of SafetyPay, and has previously served as a member of the Trust from 2009 to 2014; and

**WHEREAS**, this Board has reviewed the resumes and/or biographical information of each of Mr. Douthit and Mrs. Montero, is satisfied that they meet and/or exceed the minimum qualifications to serve as members of the Nominating Council, and desires to appoint Mr. Douthit and Mrs. Montero to the Nominating Council,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONS OF MIAMI-DADE COUNTY, FLORIDA**, that:

**Section 1.** The matters contained in the foregoing recitals are incorporated in this resolution by reference.

**Section 2.** This Board ratifies the appointment of Marc Douthit, Esq. and Barbara Montero to serve as members of the Miami-Dade Economic Advocacy Trust's Nominating Council in accordance with Section 2-503 of the Code of Miami-Dade County. Mr. Douthit and Mrs. Montero shall each serve a term of three years.

The Prime Sponsor of the foregoing resolution is Chairman Jean Monestime. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 21<sup>st</sup> day of June, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Terrence A. Smith

**Marc Anthony Douthit, Esq.**

6625 Miami Lakes Blvd, 3rd Floor, Miami Lakes, FL 33014 (786) 594-3977

Mad124@juno.com

www.douthitlaw.com**EDUCATION:**

University of Miami School of Law--Juris Doctor May, 1991

Admitted to Florida Bar -- November, 1991

Admitted to Massachusetts Bar -- January, 1993

Also admitted: District Court, Southern District of Florida and Middle District of Florida;  
U.S. Court of Appeals, 11th Circuit

Emerson College--Bachelor of Science in Speech, May, 1986

Division -- Communication Studies

Major -- Communication, Politics and Law

**EXPERIENCE:**2001 - Present Douthit Law, LLC./Douthit, Murray & Pierre, P.A. Senior Partner

Concentrating in Appellate Law, Commercial Litigation, Commercial Transactions, Creditors Rights and Receiverships; Governmental Relations, Administrative Law, Business Development.

2003 - Present Hearing Examiner--Miami-Dade County

Preside over Bid Protests contesting recommended awards of Request for Proposals or Requests for Qualifications of solicitations issued by Miami-Dade County; review submissions and filings of the Protestor and Miami-Dade County; research relevant legal precedent; and draft written opinions on whether to uphold or reject recommendations of County Manager.

1992-2000 Law Offices of Marc Anthony Douthit/Milligan Douthit & Lang, P.A. --Partner

Managed and operated practice concentrating in Bankruptcy, Commercial Litigation and Transactions; Appellate practice before the Third District Court of Appeals; represented children and parents in Juvenile Dependency hearings.

1991-1992 Rice & Reiser, P.A. -- Associate Attorney

Primary Litigation and Bankruptcy Associate; maintained independent caseload from client intake to trial; prepared briefs and memoranda of law for argument in state and federal appeals courts; and oversaw day to day activities of law clerks.

1986-1988 Emerson College -- Assistant Director of Admission/Coordinator of Minority Recruitment

Responsible for identification and recruitment of students for Admission to the college; Coordinator of Minority Recruitment Program; developed retention tracking system to determine attrition and graduation rates; advised Director on all issues related to minority recruitment and retention.

**PROFESSIONAL ASSOCIATIONS AND CONTINUING EDUCATION**Miami Dade Economic Advocacy Trust - 2009 - 2014 ChairmanDade County Bar Association - Chair, Juvenile Justice Committee - 2003 - 2004Black Lawyers Association of Dade County -- President - 2001-2002Miami-Dade County -- Affirmative Action Advisory Council, Vice Chair, 1999 - 2002Florida International University - Mediator Certification Course - 1999Emerson College -- Vice President, National Alumni Association - 1993 - 1996Deaf Services Bureau -- President, Board of Trustees - 1995 - 1998100 Black Men of America -- Member, South Florida Chapter - 1994 - PresentWILD RADIO AM 1090, Boston -- Political Analyst and Commentator - 1996

- FEMA Emergency Food & Shelter Program -- Member, Board of Directors 1997 - 1999  
Charlee Program for Kids -- Board of Directors, Chair, Development Committee- 1999 -
- 2002 Florida Bar Committee on Unlicensed Practice of Law -- Member - 1997 - 2001  
Florida Bar Juvenile Rules Committee -- Member - 1998 - 2000  
Barry University--Andreas School of Business -- Professor of Business Law - 1999 -
- 2004 Legal Services of Greater Miami -- Board Member, Chair, Personnel Committee - 2003 -
- 2008 Nova Southeastern University --Vice Chair, Board of Advisors - 2002 - 2005

## **PUBLICATIONS, PRESENTATIONS AND AWARDS**

- o American Bar Association - - Journal of Litigation, Fall 2000  
Article --Humbling Experiences: Trials of Small Claims
- o South Florida Magazine --Top Lawyers in South Florida 2001
- o Presentation -- Juvenile Criminal Defense in Florida, June 2004
- o La Kay Magazine -- Article --Preparing to Start Your Own Business Issue 6, 2004

## **REPRESENTATIVE CLIENTS**

Representative Clients have included--  
City of North Miami  
City of Opa Locka  
Miami-Dade County Housing Authority  
Wilmington Federal Savings Bank  
ADF International, Inc.  
Advanced Control Corporation, Inc.  
North Miami Housing Corporation  
BET Event Productions  
Source Magazine  
MOVERS, Inc.—non-profit  
One United Bank  
Society Cab Company  
MedAssets, Inc.  
Miami Dream Homes, LLC  
Bethel Full Gospel Baptist Church  
Unity Church of Miami  
Chase Bank

## **APPELLATE OPINIONS**

*R.H. v. Department of Children & Families*, 860 So.2d 986 (Fla. 3DCA 2004)  
Represented the Appellant, father of the child. Defined legal standard for due process requirements in entering defaults in termination of parental rights cases.

*J.M.P.U. v. Department of Children and Families*, 858 So.2d 389 (Fla.App. 3DCA 2004)  
Represented Appellant, father of the Children. Determined that criminal rules of procedure applied to indirect contempt proceedings in Juvenile Dependency cases.

*J.M.P.U. v. Department of Children and Families*, 862 So.2d 752 (Fla.App. 3DCA 2004)

*Walker v. Florida Department of Law Enforcement*, 845 So.2d 339 (Fla.App. 3DCA 2003)  
Represented the Appellant, David Walker

*G.S. v. Department of Children & Families*, 838 So.2d 1221 (Fla.App. 3DCA 2003)  
Represented the Appellant, mother of the child.

*Children & Family Services v. Interest of J.C.*, 847 So.2d 487 (Fla.App. 3DCA 2002)  
Represented custodian of child. Co-counsel with Guardian Ad Litem Attorney and Attorney Ad Litem for the Child. Clarified separation of powers doctrine in Florida with regards to the placement of a child living in Foster Care after parental rights have been terminated.

*R.G. v. Department of Children & Families*, 792 So.2d 1269 (Fla. 3DCA 2001)  
Represented the Appellant

*L.S. v. Department of Children & Families*, 786 So.2d 588 (Fla. 3DCA 2001)  
Represented the Appellant

*M.R., v. Department of Children & Families*, 783 So.2d 277 (Fla. 3DCA 2001)  
Represented the Appellant

*F.B. v. Department of Children & Families*, 774 So.2d 824 (Fla. 3DCA 2000)  
Represented the Appellant

*M.A., v. Department of Children & Families*, 761 So.2d 1267 (Fla. 3DCA 2000)  
Represented the Appellant

*R.M. v. Department of Children & Families*, 741 So.2d 1263 (Fla. 3DCA 1999)  
Represented the Appellant

*Bembry v. Department of Children & Families*, 716 So.2d 806 (Fla. 3DCA 1998)  
Represented the Appellant, Grandparents. Applied Rule of Juvenile Procedure requiring appointment of counsel to custodial grandparents.

*Hind-Marsh v. Puglia*, 665 So. 2d 1091 (Fla. 3DCA 1995)  
Represented, the Appellee

*Starke v. Rodriguez*, 653 So.2d 1144 (Fla. 3DCA 1995)





## Barbara Bibas Montero

Founder and Board Member at SafetyPay

Miami/Fort Lauderdale Area | Internet

Current SafetyPay - USA  
 Previous Bibas Inc., Coopers & Lybrand, American Express Company  
 Education Thunderbird School of Global Management

### Background



### Experience

#### co-Founder and Board Member (COO and CMO previously)

SafetyPay - USA

safety?pay

December 2003 -- Present (12 years 5 months)

› 1 honor or award

#### President

Bibas Inc.

December 1987 -- December 2003 (16 years 1 month)

A direct marketing and marketing consulting company.

#### Director of Marketing

Coopers & Lybrand

1985 -- 1987 (2 years)



#### Manager of Marketing and Business Development: Card and Travel

American Express Company

1979 -- 1984 (5 years)



## Honors & Awards

### **Top Women-Led Businesses in Florida**

The Commonwealth Institute

January 2014

Honored as one of the top women-led business leaders in Florida.

### **Certificate of Special Congressional Recognition**

Congresswoman Debbie Wasserman Schultz

October 2007

In recognition of outstanding and invaluable service to the community

### **City of Miami Beach Leadership Academy Recognition**

City of Miami Beach

March 2010

Recognition for the civic commitment to run as a State House Representative in 2008



## Languages

**Spanish**



## Organizations

### **City of Miami Beach Community Relations Board**

Chairperson and Developer of the S.M.I.L.E. campaign

June 2008 – May 2014

S.M.I.L.E. web link: <http://www.miamibeachfl.gov/residentsportal/scroll.aspx?id=56544>

### **Miami Dade Economic Advocacy Trust (MDEAT)**

Chairperson of Budget Committee

Starting April 2009

MDEAT web link: <http://www.miamidade.gov/economicadvocacytrust/about.asp>



## Education

### **Thunderbird School of Global Management**

MBA, International Business

1980 – 1981



### **Boston College**

BA, English

1974 – 1977



### **University of Pennsylvania - The Wharton School**

Wharton Fellows Program

2015

